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California Department of Corrections, et al.

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

**PATRICK M. McCOLLUM, et al.**

**Plaintiffs,**

**v.**

**CALIFORNIA DEPARTMENT OF  
CORRECTIONS, et al.**

**Defendants.**

**Case No.: C04-3339 CRB**

**~~PROPOSED~~ ORDER GRANTING  
DEFENDANTS' EX PARTE  
APPLICATION FOR AN  
EXTENSION OF TIME TO FILE  
RESPONSIVE PLEADING AND  
FOR PERMISSION TO EXCEED  
PAGE LIMIT**

Courtroom: 8, 19<sup>th</sup> Floor  
Judge: The Honorable Charles  
R. Breyer  
Action Filed: August 16, 2004

For good cause appearing, Defendants' request for a ninety-day extension of time is hereby granted. The Motion to Dismiss deadline of January 20, 2006, and the related hearing date currently set for March 3, 2006, at 10:00 a.m., are hereby vacated, and the following briefing schedule is to be set by the clerk:

**Defendants' Responsive Pleading due:** April 21, 2006  
(Answer or Motion to Dismiss)

**Plaintiffs' Opposition due:** May 26, 2006

**Defendants' Reply due:** June 9, 2006

**Motion to Dismiss Hearing:** June 30, 2006, 10:00 a.m.

Additionally, due to large number of Defendants, large number of claims, and the increased complexity of Plaintiffs' Second Amended Complaint, Defendants are granted permission to exceed the fifteen page limit in their Motion to Dismiss. Defendants' Motion to Dismiss shall not exceed thirty pages in length, exclusive of title pages, indexes of cases, table of contents, exhibits, affidavits, declarations, and summary of argument.

**IT IS SO ORDERED.**

Dated: January 6, 2006

